

**COUNCIL CONSTITUTION
SCHEDULE OF AMENDMENTS - May 2019**

AMENDMENT	REASON	ASSEMBLY APPROVAL REQUIRED?
<p>Part 2, Chapter 3 – Meeting Rules - General</p> <p>Inclusion of new para 12.13 to enable the Chair, at his/her discretion, to allow a member of the public to speak at a meeting who has not submitted a valid question in accordance with the public speaking arrangements in paragraphs 12.2 – 12.4.</p>	<p>To reinstate the provision for the Chair to exercise discretion regarding public speaking at meetings.</p>	<p>Yes</p>
<p>Part 2, Chapter 4 – The Assembly</p> <p>Inclusion of new para 4.2 to clarify that the Assembly shall be programmed to meet six meetings each municipal year.</p>	<p>To re-establish a meeting in July each year to avoid a four-month gap following the Annual meeting and ensure the smooth and timely running of Council business.</p>	<p>Yes</p>
<p>Part 2, Chapter 6 – The Cabinet</p> <p>Amendment of paragraph 2.1(xi) to include reference to further delegations regarding the naming of buildings and roads as approved by Cabinet under Minute 91 (17 January 2012).</p>	<p>To clarify extent of officer delegations.</p>	<p>No. Monitoring Officer implemented to 'give effect to any decisions of the Council'.</p>
<p>Part 2, Chapters 8 and 8a – Overview & Scrutiny Committee and Health Scrutiny Committee</p> <p>The transfer of responsibility for scrutinising adult social care from HSC to OSC.</p>	<p>To properly reflect the committees' responsibilities.</p>	<p>Yes</p>

<p>Inclusion of wording (previously included in the Articles of the Safer & Stronger Community Select Committee) to reflect OSC's responsibilities for culture, libraries, heritage and arts, community safety, social inclusion, equalities, cohesion and faith and engaging with the community and voluntary services operating in the borough.</p> <p>Amendment of para 1.4 of HSC Article to reflect a programme of six meetings each municipal year.</p>	<p>To reinstate wording omitted at the drafting stage.</p> <p>To better enable the Committee to implement its work programme.</p>	<p>No. Monitoring Officer implemented as a minor amendment.</p> <p>Yes</p>
<p>Part 2, Chapter 9 – Planning Committee</p> <p>(i) Amendment of paragraph 4.1 to clarify that a member of the public wishing to speak at the Planning Committee must have made a valid representation in respect of the application;</p> <p>(ii) Inclusion of “within the relevant ward” at paragraph 4.2 to clarify that ward councillors who are not Members of the Planning Committee may also address the meeting without the need to give prior notice.</p>	<p>To clarify the arrangements for speaking at the Planning Committee.</p>	<p>No. Monitoring Officer implemented as a minor amendment.</p>
<p>Part 2, Chapter 13 – Audit & Standards Committee</p> <p>Amendments to reflect the following:</p> <ul style="list-style-type: none"> a) Deletion of the ‘Performance’ elements, as the Cabinet already receives regular monitoring reports and the responsibility to scrutinise any matters should rest with the Overview and Scrutiny Committee; b) The revision to the ‘Governance’ element relating to the Council’s Financial Regulations and Rules to clarify that the Committee’s remit extends to audit-related matters only; c) The deletion of the ‘Governance’ element relating to “Considering the Council’s compliance with its own and other published standards and controls”, as the wording is unclear 	<p>To reflect changes to the terms of reference as recommended by the Audit & Standards Committee at its meeting on 3 April 2019 following a reassessment of its work programme and responsibilities.</p>	<p>Yes</p>

<p>and its intended purpose is already covered by the Committee's existing terms of reference;</p> <p>d) The transfer of the 'Finance' elements that relate to financial management, as the Cabinet already receives regular monitoring reports and the responsibility to scrutinise any matters should rest with the Overview and Scrutiny Committee.</p>		
<p>Part 2, Chapter 16 – Decision Making Part 2, Chapter 17 – Access to Information Part 2, Chapter 18 – Budget & Policy Framework</p> <p>Replacement of references to "Lead Member" and "Select Committee" with "Chair" and "Scrutiny Committee" as appropriate.</p>	<p>Correction of drafting error.</p>	<p>No. Monitoring Officer implemented as a minor amendment.</p>
<p>Part 3, Chapter 1 – Officer Scheme of Delegation</p> <p>Inclusion of new paragraph 4.13 as follows: "These areas of responsibility include some statutory and other functions that are directly delivered by Council-owned companies and / or other third-party providers. In such circumstances, the relevant Chief Officer's responsibilities shall extend to holding the service provider(s) to account via any and all appropriate means, including via internal governance arrangements and /or other "dotted line" arrangements as designated by the Chief Executive."</p> <p>Inclusion of responsibility under paragraph 9.1(e) to reflect that the Director of Inclusive Growth is responsible for building and road naming matters that are not otherwise reserved to the Cabinet.</p>	<p>To clarify the extent of Chief Officers' responsibilities for services / functions that they are not directly responsible for delivering.</p> <p>To reflect delegations approved by Cabinet under Minute 62 (29 September 2009) and Minute 91 (17 January 2012).</p>	<p>No. Monitoring Officer implemented to 'give effect to any decisions of the Council'.</p> <p>No. Monitoring Officer implemented to 'give effect to any decisions of the Council'.</p>

<p>Part 3, Chapter 2 – Officer Scheme of Delegation – Statutory Functions</p> <p>Amendment to section on the Building Act 1984 to include dangerous buildings and structures and change of responsibility from Director of Inclusive Growth to Director of Law and Governance.</p>	<p>To reflect a change in responsibilities.</p>	<p>No. Monitoring Officer implemented as a minor amendment.</p>
<p>Part 4, Chapter 2 – Financial Regulations & Rules</p> <p>Deletion of wording within ‘Section 1: Roles, Responsibilities and Accountability - Audit & Standards Committee’ relating to scrutiny responsibilities and maintaining overview of Financial Regulations and Rules.</p>	<p>Linked to proposed changes to ‘Part 2, Chapter 13 – Audit & Standards Committee’ referred to above</p>	<p>No. Monitoring Officer implemented to ‘give effect to any decisions of the Council’</p>
<p>Part 5, Chapter 1 – Councillors’ Code of Conduct</p> <p>Amendment of paragraph 15.1 to reflect that complainants must use the prescribed form and include their name and address on the complaint form.</p>	<p>To fully reflect the requirements for making a complaint against a councillor.</p>	<p>No. Monitoring Officer implemented as a minor amendment.</p>
<p>Part 5, Chapter 2 – Councillors’ Code of Conduct for Planning Matters</p> <p>Amendment of paragraph 7.3 to clarify that ward councillors who are not Members of the Planning Committee may also address the meeting without the need to give prior notice</p>	<p>To reflect the arrangements for speaking at the Planning Committee.</p>	<p>No. Monitoring Officer implemented as a minor amendment.</p>
<p>Part 6 – Members’ Allowances Scheme</p> <p>Publication of new Scheme (effective from 16 May 2019) as approved by the Assembly.</p>	<p>To publish the new scheme.</p>	<p>No. Monitoring Officer implemented to ‘give effect to any decisions of the Council’.</p>